

No. PD-0593-20

**IN THE COURT OF CRIMINAL APPEALS
OF TEXAS**

FILED
COURT OF CRIMINAL APPEALS
1/5/2021
DEANA WILLIAMSON, CLERK

**Jose Cesar Sanchez, Appellant
v.
The State of Texas, Appellee**

**On Appellant's Petition for Discretionary Review from
Eleventh Court of Appeals, Eastland, Texas
Case No. 11-17-00254-CR**

**STATE'S FIRST MOTION FOR EXTENSION OF TIME TO FILE
APPELLATE BRIEF**

TO THE HONORABLE COURT OF CRIMINAL APPEALS:

COMES NOW APPELLEE, THE STATE OF TEXAS, by and through the Honorable Dusty Gallivan, Ector County District Attorney, and Michael Bloch, Assistant District Attorney, and files this Motion for Extension of Time to File its Appellate Brief in accordance with Texas Rules of Appellate Procedure 10.5(b), and in support thereof, would respectfully show this Honorable Court as follows:

I. STATEMENT OF THE CASE

This is an appeal by Appellant, Jose Cesar Sanchez, of his conviction for continuous sexual assault of a child.

II. BASIS FOR REQUEST FOR EXTENSION

(A) APPELLANT'S Brief on his Petition of Discretionary Review was filed on December 4, 2020. The deadline for the State to file its Appellate brief is January 4, 2021.

(B) APPELLEE avers that the brief is not yet completed.

(C) APPELLEE therefore requests an extension of 30 days to file its brief, until and including February 3, 2021.

(D) The need for extension is based on the following:

The undersigned ADA is solely responsible for post-conviction appeals and writs in Ector County. Within the past 30 days, the undersigned has researched, drafted and filed two appellate briefs before the 11th Court of Appeals: 11-19-00399-CR; *Alaniz v. State*, and 11-20-00013-CR; *Roberts v. State*. The undersigned additionally took two weeks vacation for the holidays and has been assisting in the transition of the new Ector County District Attorney assuming office this year.

(E) This is the first request for an extension of time APPELLEE has requested in connection with this appeal.

CONCLUSION & PRAYER

Therefore, based on the above, APPELLEE, the State of Texas requests that this Court grant the State an extension of 30 days within which to file its appellate brief on this PDR, until February 3, 2021.

Respectfully Submitted,

Michael Bloch

Assistant District Attorney
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Attorney for the State of Texas

By: /s/ Michael Bloch

Michael Bloch

State Bar No. 24009906

Assistant District Attorney

CERTIFICATE OF SERVICE

Pursuant to Rule 9.5 of the Texas Rules of Appellate Procedure, I certify that on this 4th day of January, 2021, a copy of the foregoing State's First Motion for Extension of Time to File its Appellate Brief was e-served via efile.texas upon Aaron Spolin, attorney for Appellant.

/s/ Michael Bloch
Michael Bloch
Assistant District Attorney

CERTIFICATE OF COMPLIANCE

I certify that the foregoing Motion consists of 478 words and is typed in 14-point Times New Roman font.

/s/ Michael Bloch
Michael Bloch
Assistant District Attorney

Automated Certificate of eService

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Associated Case Party: The State of Texas

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